

**USDC SDNY**  
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August 2, 2012

Electronic Mail to NathanNYSDCChambers@nysd.uscourts.gov

Honorable Alison J. Nathan  
 United States District Judge  
 United States Courthouse  
 500 Pearl Street  
 New York, NY 10007

Re: TufAmerica, Inc. v. Diamond, et al., 12cv3529 (AJN) - Adjournment Request

Dear Judge Nathan,

I am counsel for plaintiff TufAmerica, Inc., and write in connection with the Initial Pretrial Conference presently scheduled for August 9, 2012, at 3:00 p.m. The purpose of this letter is to request an adjournment of this conference date. There has been one previous requests made for an adjournment of this conference.

I am advised by my process server that it has not yet served the corporate defendants, but is in the process of doing so. Accordingly, we respectfully request that the status conference be adjourned to a date in September that is convenient for the Court; in particular (and as required by Your Honor's Individual Practices) we propose a date during the week of September 3 or September 17 (I am presently scheduled to be on trial before Judge Forrest the week of September 10). I have not been contacted by defendants' counsel, and so there is no basis at this time for seeking their consent.

Please contact me with any questions concerning the enclosed.

Respectfully yours,

/Kelly D. Talcott/

Kelly D. Talcott

**SO ORDERED:**

8/2/12  
ALISON J. NATHAN  
 HON. ALISON J. NATHAN  
 UNITED STATES DISTRICT JUDGE

SO ordered.  
 Conference reset  
 to 9/2/12 @  
 11:30am. A  
 Case management  
 plan is due 9/12/12.